

**CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA**

AGENDA

**August 25, 2005 – 1:30 pm
Seminole County Services Building – Room 1028
1101 East First St, Sanford FL 32771**

- I Call to Order**
 - II Pledge of Allegiance**
 - III Roll Call**
 - IV Swearing in of Witnesses**
 - V Agenda Update & Approval**
 - VI Public Hearings**
-
-

REPEAT CASES

CERTIFIED NOTICE OF HEARING

A. Case No: 01-115-CEB
Thomas Demps, Jr. and
Jacquelyn A. Demps
Code Enforcement Officer: Dorothy Hird
Complaint No: 01-08-120

THIS IS A REPEAT VIOLATION. The Board heard the original violation on December 6, 2001 and entered a Findings of Fact, Conclusions of Law and Order giving the Respondents a compliance date of December 21, 2001. An Affidavit of Non-Compliance was filed January 3, 2002. On January 24, 2002, an Order Finding Non-Compliance and Imposing Fine/Lien was filed in the amount of \$2,550.00 with the fine continuing to run until compliance was obtained on October 11, 2004. The fine totaled \$76,800.00. This amount remains unpaid. An Affidavit of Compliance was filed indicating Respondent was in compliance as of October 11, 2004.

An Affidavit of Repeat Violation was filed by the Code Enforcement Officer indicating non-compliance on June 27, 2005. An Affidavit of Compliance (After Repeat Violation) was filed by the Code Enforcement Officer indicating compliance on July 12, 2005. This property is in compliance at this time.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation of the Findings of Fact, Conclusions of Law and Order dated December 6, 2001 for **\$900.00**, for 12 days of non-compliance at \$75.00 per day from June 27, 2005 through and including July 8, 2005, and the Clerk shall record this Order in the public records.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3(h).

Described as: 1).Uncultivated vegetation in excess of 24” in height, located within 75’ of a structure on subject property.

Location: 413 Magnolia Street, Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-30-010A-0000

Motion by _____ Second by _____ Action _____

B. Case No: 02-23-CEB
James Pettway and Rubie Pettway
Code Enforcement Officer: Dorothy Hird
Complaint No: 01-12037

CERTIFIED NOTICE OF HEARING

THIS IS A REPEAT VIOLATION. The Board heard the original violation on February 28, 2002 and entered its Findings of Fact, Conclusions of Law and Order giving the Respondents a compliance date of March 15, 2002. The Code Enforcement Officer filed an Affidavit of Non-Compliance on March 21, 2002. An Affidavit of Compliance was filed on April 2, 2002. On April 25, 2002, the Board rescinded the fine of \$975.00.

An Affidavit of Repeat Violation was filed by the Code Enforcement Officer indicating non-compliance on July 13, 2005. An Affidavit of Compliance (After Repeat Violation) was filed by the Code Enforcement Officer indicating compliance on August 18, 2005. This property is in compliance at this time.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation of the Findings of Fact, Conclusions of Law and Order dated February 28, 2002 for **\$2,625.00**, for 35 days of non-compliance at \$75.00 per day from July 13, 2005 through and including August 17, 2005, and the Clerk shall record this Order in the public records.

Violation Charged: Seminole County Code, Chapter 95, Section 95.3(h) & (g).
Described as: 1) Uncultivated vegetation in excess of 24" in height and within 75' of a structure.
2) Accumulation of trash and debris.
Location: 119 DeSoto Ave., Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-505-0C00-0020

Motion by _____ Second by _____ Action _____

HAND DELIVERED

C. Case No: 04-26-CEB
Anabelle & George W. Diaz
Code Enforcement Officer: Joann Davids
Complaint No: 2004CE000224

THIS IS A REPEAT VIOLATION. This case was originally heard by the Board on May 20, 2004 and a Findings of Fact, Conclusions of Law and Order was entered giving the Respondents a compliance date of June 20, 2004.

An Affidavit of Non-Compliance was filed by the Code Enforcement Officer indicating non-compliance on June 22, 2004. An Affidavit of Compliance was filed by the Code Enforcement Officer indicating compliance on June 29, 2004. On July 28, 2005, the Board issued an Order Finding Compliance and Imposing Fine/Lien imposing a fine in the amount of \$1,750.00. This amount remains unpaid.

An Affidavit of Repeat Violation was filed by the Code Enforcement Officer indicating non-compliance on July 9, 2005. This property is NOT presently in compliance.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation of the Findings of Fact, Conclusions of Law and Order dated May 20, 2004, in the amount of **\$11,750.00** for 47 days of non-compliance at \$250.00 per day from July 9, 2005 through and including August 25, 2005, and the Clerk shall record this Order in the public records.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3(e)(g)(j) and (p).

Described as: 1) Unusable or abandoned furniture.
2) Trash and debris.
3) Used or scrap building materials.
4) Other objectionable, unsightly or unsanitary matter, substance or material tending by its existence and or accumulation to endanger or adversely effect the health, safety, lives and or welfare of the citizens of the County.

Location: 120 Meadowfield Lane, Altamonte Springs (Commission District 3)
Tax Parcel ID # 03-21-29-504-0D00-0080

Motion by _____ Second by _____ Action _____

CERTIFIED NOTICE OF HEARING

D. Case No: 05-08-CEB
Dwight R. and Keitra L. Beacham
Code Enforcement Officer: Dorothy Hird
Complaint No: 04-CE001378

THIS IS A REPEAT VIOLATION. The Board heard the original violation on January 27, 2005 and a Findings of Fact, Conclusions of Law and Order was entered giving the Respondents a compliance date of February 11, 2005. The Respondents complied within the time specified by the Board.

An Affidavit of Repeat Violation was filed by the Code Enforcement Officer indicating non-compliance on June 30, 2005. An Affidavit of Compliance (After Repeat Violation) was filed by the Code Enforcement Officer indicating compliance on August 16, 2005. The property is presently in compliance.

Recommendation: The Board issue an Order constituting a Fine on a Repeat Violation of the Findings of Fact, Conclusions of Law and Order dated January 27, 2005 for **\$2,300.00**, for 46 days of non-compliance at \$50.00 per day from June 30, 2005 through and including August 15, 2005, and the Clerk shall record this Order in the public records.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3(l).
Described as: 1) Junked or abandoned vehicle not kept within an enclosed garage or an attached carport.
Location: 133 Jackson Street, Altamonte Springs (Commission District 4)
Tax Parcel ID # 18-21-30-502-0B00-010A and
Tax Parcel ID # 18-21-30-502-0B00-010B

Motion by _____ Second by _____ Action _____

NEW CASES

A. Case No: 05-38-CEB
Fertakis International Construction
Mrs. Nick Fertakis
Plans Examiner: Alan Willis
Development Review

CONTINUED AT STAFF REQUEST

New Case continued by Staff to September.

Violation Charged: Seminole County Land Development Code, Chapter 40, Part 1,
Section 40.2 Site Plan Approval.

Described as: 1) The filling of areas which exceed one hundred (100) cubic yards
of material without an approved site plan.
2) Placement of land filling that will inhibit the flow of flood waters
or drainage waters or cause erosion.

Location: 6200 N CR 427, Sanford (Commission District 5)
Tax Parcel ID # 14-20-30-300-0310-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CONTINUED AT STAFF REQUEST

B. Case No 05-53-CEB
Christopher Schultz and Charles H. Thompson
Deputy Building Official: Tom Helle
Complaint No: 2005CE001133

New Case continued by Staff to September.

Violation Charged: Florida Building Code, Sections 104.1.1.105.6

Described as: Owners constructed 2 bedrooms in the attic space of the home
without the required permits and inspections.

Location: 622 Tomlinson Terrace, Lake Mary (Commission District 4)
Tax Parcel ID # 20-20-30-505-0000-0310

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
August 25, 2005

CERTIFIED NOTICE OF HEARING

C. Case No 05-54-CEB
Ian R. Waxler
Code Enforcement Officer: Jerry Robertson
Complaint No: 2005CE000324

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.122, 30.123 and 30.124 and Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(f)(g)(l).

Described as: 1) Saw mill with no special exception.
2) Junk vehicles.
3) Unusable appliances.
4) Trash and debris.

Location: 2500 Fawn Run, Seminole County (Commission District 1)
Tax Parcel ID # 36-21-31-3AH-001K-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CERTIFIED NOTICE OF HEARING

D. Case No 05-55-CEB
Nikole A. Sackett & Randolph T. Sackett
Code Enforcement Officer: Dorothy Hird
Complaint No: 5-CE000202

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(g).

Described as: 1) Accumulation of trash and debris.

Location: 101 Frances Circle, Altamonte Springs (Commission District 4)
Tax Parcel ID # 12-21-29-5BD-3000-0210

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
August 25, 2005

POSTED NOTICE OF HEARING

E. Case No 05-56-CEB
Susanne Wilk-McIntyre
Code Enforcement Officer: Donna Wisniewski
Complaint No: 2005CE000480

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(h) and Seminole County Land Development Code, Chapter 30, Section 30.1349(e).

Described as: 1) Uncultivated vegetation.
2) Fence not maintained in its original upright condition.

Location: 1100 Santa Cruz Way, Winter Springs (Commission District 1)
Tax Parcel ID # 19-21-31-503-0000-1570

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CERTIFIED NOTICE OF HEARING

F. Case No 05-57-CEB
Ernest Grant, Sr.
Code Enforcement Officer: Pamela Taylor
Complaint No: 2004CE001331

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(g), (h), (j), (l), & (p).

Described as: 1) Trash and debris.
2) Uncultivated vegetation.
3) Used and scrap building material.
4) Junk vehicles not within an enclosed garage,
5) Objectionable, unsightly, or unsanitary matter, substance, or material.

Location: 2071 Airport Blvd, Seminole County (Commission District 5)
Tax Parcel ID # 34-19-30-503-0J00-0150

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
August 25, 2005

G. Case No 05-58-CEB
Carolea Oliver
Code Enforcement Officer: Dorothy Hird
Complaint No: 5-000505

POSTED NOTICE OF HEARING

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(f), (h), (n) & (o) and Chapter 30, Section 30.1349 (e) & (f).

Described as: 1) Unusable/abandoned stoves, appliances or other white goods.
2) Uncultivated vegetation.
3) Stagnant or foul water within a swimming or wading pool.
4) Swimming or wading pool not completely enclosed by a permanent fencing.
5) All fences shall be maintained in its original upright condition.
6) Fences walls designed for painting or similar surface finish shall be maintained to their original condition as designed.

Location: 1030 Gregory Drive, Maitland (Commission District 4)
Tax Parcel ID # 24-21-29-507-0B00-0040

Motion by _____ Second by _____ Compliance Date _____ Fine _____

H. Case No 05-59-CEB
Anabelle & George W. Diaz
Code Enforcement Officer: Joann Davids
Complaint No: 2004CE001871

POSTED NOTICE OF HEARING

Violation Charged: Seminole County Land Development Code, Chapter 30, Part 12, Section 30.202.

Described as: Operation of a business or an extension of a business in R-1A zone.

Location: 120 Meadowfield Lane, Longwood (Commission District 3)
Tax Parcel ID # 03-21-29-504-0D00-0080

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
August 25, 2005

I. Case No 05-60-CEB
Gail & Ned Charles
Code Enforcement Officer: Donna Wisniewski
Complaint No: 2005CE000164

CERTIFIED NOTICE OF HEARING

Violation Charged: Seminole Land Development Code, Chapter 30, Section 30.1349(e) & 30.1349(g).
Described as: 1) Fence not maintained in its original upright condition.
2) Missing boards, pickets, posts or bricks.
Location: 2068 Houndslake Dr., Winter Park (Commission District 1)
Tax Parcel ID # 27-21-30-506-0000-0120

Motion by _____ Second by _____ Compliance Date _____ Fine _____

COMPLIED PRIOR TO HEARING

J. Case No 05-61-CEB
Collison Holding Co; Gregory L. Collison
Code Enforcement Officer: Donna Wisniewski
Complaint No: 2005CE001133

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(h) and Seminole County Code, Chapter 95, Section 95.11.
Described as: 1) Uncultivated vegetation.
2) Control growth on the adjoining public right-of-way.
Location: Betty Street, Winter Park (Commission District 2)
Tax Parcel ID # 34-21-30-529-0000-4950

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
August 25, 2005

HAND DELIVERED

K. Case No 05-65-CEB
Thomas K. and Mary Whitmore
Code Enforcement Officer: Joann Davids
Complaint No: 2005CE001275

Violation Charged: Seminole County Land Development Code, Chapter 95, Section 95.4 as defined in 95.3(o).
Described as: Unsecured pool.
Location: 2861 Citron Drive, Longwood (Commission District 3)
Tax Parcel ID # 05-21-29-510-0000-0230

Motion by _____ Second by _____ Compliance Date _____ Fine _____

POSTED NOTICE OF HEARING

L. Case No 05-66-CEB
Kirkman Properties LLC; Micah Bass, Registered Agent
Code Enforcement Officer: Joann Davids
Complaint No: 2004CE1096

Violation Charged: Seminole County Land Development Code, Chapter 95, Section 95.4 as defined in 95.3(o).
Described as: Unsecured pool.
Location: 910 Spring Valley Rd., Altamonte Springs (Commission District 3)
Tax Parcel ID # 22-21-29-506-0E00-0740

Motion by _____ Second by _____ Compliance Date _____ Fine _____

HAND DELIVERED

M. Case No 05-70-CEB
Thomas M. Adams & Denise H. Adams
Thomas Adams
Code Enforcement Officer: Dorothy Hird
Complaint No: 5-001229

Violation Charged: Seminole County Code, Chapter 40, Section 40.164 and Chapter 95, Section 95.4 as defined in Section 95.3(o).
Described as: Unsecured pool.
Location: 2337 Worthington Road, Maitland (Commission District 4)
Tax Parcel ID # 20-21-30-505-0D00-0300

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CONTINUED CASES

CONTINUED AT STAFF REQUEST

A Case No: 05-06-CEB
Claretha Roux
Code Enforcement Officer: Dorothy Hird
Complaint No: 2004-CE000960

The Board heard this case on January 27, 2005 and a Findings of Fact, Conclusions of Law and Order was entered giving the Respondent a compliance date of February 28, 2005. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer indicating non-compliance on March 4, 2005. Staff continued this case to April 28, May 19, and June 23, 2005. At the June 23, 2005 meeting, the Board continued this case to August 25, 2005. This property is NOT in compliance at this time.

Recommendation: The Board continue the case for one month before issuing an Order constituting a Lien for **\$13,275.00**, for 177 days of non-compliance at \$75.00 per day from March 1, 2005 through and including August 25, 2005, and the Clerk shall record this Order in the public records.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3(g) and (p) & SCLDC Chapter 30, Section 30.182.

Described as: 1) Accumulation of trash and debris.
2) Objectionable/unsightly mater.
3) Occupancy of accessory structure on R-1 zoned property is not a permitted use.

Location: 476 Ford Dr, Altamonte Springs (Commission District 4)
Tax Parcel ID # 07-21-30-512-0000-0100

Motion by _____ Second by _____ Compliance Date _____ Fine _____

B. Case No 05-43-CEB
C & K Property Holdings LLC
Sharon M. Coatman, Registered Agent
Planner: Brian Walker
Development Review

New Case continued by Staff to August.

Violation Charged: Seminole County Land Development Code, Chapter 30, Part 64,
Section 30.1228 and Section 30.1230, Chapter 40, Section
40.12(a) and Chapter 60, Part 2, Section 60.21.

Described as: 1) Removal of required trees within the landscape buffer.
2) Hedges are not being maintained properly within the landscape
buffer. All hedges are required to be a minimum of 3' in height
and shall provide a continuous and unbroken visual screen at the
end of one year from time of planting.
3) Parking of vehicles in an unauthorized area.

Location: 195 W Highland St., Altamonte Springs (Commission District 3)
Tax Parcel ID # 01-21-29-5CK-670B-0170

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SPECIAL REQUEST

NONE

CONSENT AGENDA

NONE

FORECLOSURE

NONE

- VII Approval of the minutes from the meeting of July 28, 2005
- VIII Confirmation date of next meeting: September 22, 2005
- IX Old Business - None
- X New Business

Case No: 01-05-CEB -- Katherine Cuyler. On July 28, 2005, the Board issued its Findings of Fact, Conclusions of Law and Order on a Repeat Violation Presently in Compliance, reducing the fine of \$2,000.00 to \$100.00. This fine was paid on August 18, 2005 and a Satisfaction of Fine will be executed by the Chair at this meeting.

Case No: 04-67-CEB – Isiah and Ethel L. Troutman c/o Annie Johnson. On June 23, 2005, the Board issued its Findings of Fact, Conclusions of Law and Order on a Repeat Violation Presently in Compliance, reducing the fine of \$2,600.00 to \$100.00 and further ordering that this amount be paid within 30 days or the fine will revert back to \$2,600.00. The Respondent paid the fine within the time specified and a Satisfaction of Fine will be executed by the Chair at this meeting.

- XI Adjourn

NOTE: PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES DEPARTMENT ADA COORDINATOR 48 HOURS IN ADVANCE OF THE MEETING AT 407-665-7941.

PERSONS ARE ADVISED THAT IF THEY DECIDE TO APPEAL ANY DECISIONS MADE AT THIS HEARING, THEY WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE, THEY MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS ARE MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED, PER SECTION 285.0105, FLORIDA STATUTES.

FOR ADDITIONAL INFORMATION REGARDING THIS AGENDA, PLEASE CONTACT (407) 665-7403.

08-25-05 Agenda